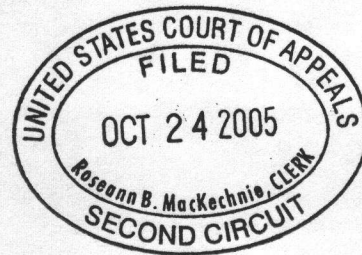


**UNITED STATES COURT OF APPEALS
For The
SECOND CIRCUIT**

At a Stated Term of the United States Court of Appeals for the Second Circuit,
held at the Thurgood Marshall United States Courthouse at Foley Square, in the City
of New York, on the 24th day of October, two thousand and five,

PRESENT: Hon. John M. Walker, Jr.,
Chief Judge
Hon. Dennis Jacobs
Hon. Guido Calabresi
Hon. José A. Cabranes
Hon. Chester J. Straub
Hon. Rosemary S. Pooler
Hon. Robert D. Sack
Hon. Sonia Sotomayor
Hon. Robert A. Katzmann
Hon. Barrington D. Parker, Jr.
Hon. Reena Raggi
Hon. Richard C. Wesley
Hon. Peter W. Hall,
Circuit Judges.



IT IS HEREBY ORDERED, that the Local Rules of the United States Court of Appeals for the Second Circuit are hereby amended on an interim basis by: (1) the adoption of Interim Local Rule 32(a)(1), and the adoption of Interim Local Rule 25. **These interim Local Rules will take effect on December 1, 2005**, following which permanent adoption will be considered. Anyone wishing to comment should do so, in writing, to the Clerk of Court, 40 Foley Square, Room 1802, New York, NY, 10007. Comments should be submitted by November 30, 2005.

Local Rule 32. Briefs and Appendix.

(a) Form of Brief

1. Briefs in Digital Format.

- (A) Filing requirement.** Every brief filed by a party represented by counsel must be submitted in a Portable Document Format (PDF), in addition to the required number of paper copies, unless counsel certifies that submission of a brief as a

PDF document is not practical or would constitute hardship. A party not represented by counsel is encouraged, but is not required, to submit a brief as a PDF document, in addition to the required number of paper copies. The PDF version of the brief must be submitted as an email attachment to [<briefs@ca2.uscourts.gov>](mailto:briefs@ca2.uscourts.gov). Any party, whether represented by counsel or not, who does not provide a brief in PDF format, must file one unbound copy of the paper brief.

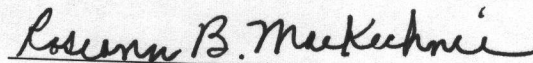
- (B) Content. The PDF document must contain the entire brief, and need not, but may contain any supplemental material that is bound with the paper brief. A manual signature need not be included on the PDF copy.
- (C) Format. The digital version of the brief must be in Portable Document Format (also known as PDF or Acrobat format). Converting a document into PDF format by scanning the document does not comply with this rule.
- (D) Time for filing. The PDF version of a brief required by this rule must be filed no later than the time for filing the paper copies of a brief.
- (E) Virus protection. Each party submitting a PDF brief must provide a signed paper document which certifies that the PDF brief has been scanned for viruses and that no virus has been detected. The signed paper certificate should be filed along with the paper briefs. A PDF version of the certificate, which need not include a manual signature, must accompany a PDF brief.
- (F) Identifying Information. A party submitting a PDF brief shall provide the following identifying information in the "Subject" or "Re" box of the header of an email that transmits an attachment: the docket number; the name of the party on whose behalf the brief is filed; the nature of the brief, *i.e.*, "appellant's brief," "appellee's brief," "appellant's reply brief," "amicus brief," and the date the PDF brief is submitted to the Court.
- (G) Corrections. If a PDF brief is corrected, a new email attachment with the corrected version shall be submitted, and the label, in addition to the Identifying Information required in subsection a (1) (F), shall add the date the corrected version is submitted to the court.
- (H) Email Service. A copy of the PDF version of a brief must be emailed to all parties represented by counsel who have not been exempted from filing a PDF brief, and to those parties not represented by counsel who elected to submit a PDF brief.

Local Rule 25. Filing and Service

To facilitate the Clerk's Office's ability to scan documents, any paper filing, except a paper brief accompanied by a PDF brief submitted pursuant to Local Rule 32(a)(1)(A), must include one unbound copy (papers not stapled together or otherwise attached). The use of paper clips and rubber bands is permitted. When only the original document is filed, the original copy must be unbound.

IT IS SO ORDERED.

FOR THE COURT:



Roseann B. MacKechnie
Clerk of Court

Date: October 24, 2005